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13 UNITED STATES DISTRICT COURT
14
15 EASTERN DISTRICT OF CALIFORNIA

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18 KESSELMAN, SUSAN SWINTON, DAWN E.
STRUCK, and WILLIAM J. PALMER

19 As Taxpayers, and on behalf of themselves and
20 other persons similarly situated,

21 Plaintiff,

22 vs.

23 STEVE WESTLY, individually and in his
24 capacity as STATE CONTROLLER OF THE
25 STATE OF CALIFORNIA,

26 Defendant.
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Case No.: CIV. –S-01-2407 WBS

**PROPOSED ORDER REGARDING
STIPULATION TO STAY OF
PROCEEDINGS PENDING
INTERLOCUTORY APPEAL**

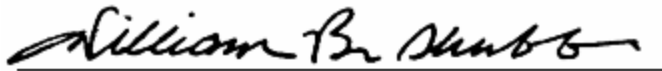
(The Honorable William B. Shubb)

**PROPOSED ORDER REGARDING STIPULATION TO
STAY OF PROCEEDINGS PENDING INTERLOCUTORY APPEAL**

Upon the Parties' Stipulation to Stay of Proceedings Pending Interlocutory
Appeal it is hereby ORDERED:

1. All proceedings pending before this Court in this case are stayed until the Ninth Circuit enters a ruling on the appeal of this Court's Order Denying Plaintiffs' Motion for Preliminary Injunction of August 16, 2005;
2. The Pretrial Scheduling Conference Scheduled for September 26, 2005 is hereby vacated.

SO ORDERED this 14th day of September, 2005.


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

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